THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No. 22423 of 2005

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Dated: 17.10.2005

Between:

Atla Padma, W/o.Shekar Reddy,

Aged 31 years, R/o.Ryalapally

Village, Gangadhara Mandal,

Karimnagar District.

..... PETITIONERS

AND

The Revenue Divisional Officer,

Karimnagar, Karimnagar District, and others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No. 22423 of 2005

ORDER:

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The petitioner is a member of Mandal Parishad Territorial Constituency (MPTC) of Ryalapally Village, Gangadhara Mandal, Karimnagar District. It appears the third respondent herein was elected as the President of Gangadhara Mandal, Karimnagar District. Some of the MPTC members gave a notice of intention to move a motion of no-confidence. Pursuant thereto, the second respondent appears to have issued notice in Form V, calling upon the members to meet on 18.10.2005 at the office of the Gangadhara Mandal Parishad for considering the motion of no-confidence in the President of the Mandal. Assailing the said notice of the meeting, the present writ petition is filed.

The learned Counsel for the petitioner, Sri M.Surender Rao, submits that the petitioner came to know about the meeting through the news item in Andhra Jyothi, dated 03.10.2005, and that the first respondent did not issue notice of the meeting in Form V to the petitioner. Therefore, according to the learned counsel for the petitioner, the same is in violation of Rule 3 of the Rules promulgated for considering the no-confidence motion.

At the stage of admission itself, the learned Assistant Government Pleader for Panchayat Raj and Rural Development, Sri Zakhir Ali, on instructions submits that the second respondent personally served a notice of the meeting on the petitioner on 02.10.2005. In that view of the matter, the writ petition must be held to have been filed on a factual foundation, which is not correct.

The Writ Petition is therefore, dismissed. No costs.

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(V.V.S.RAO, J)

17.10.2005

vs